CLAIMS

Sulp a'>

10

1. A gateway for throttling network packets generated from an audio signal, comprising:

an encoder that encodes the audio signal into audio packets; and
a processor that converts the audio packets into the network packets, the
processor controlling an amount the audio signal that the encoder encodes into the
audio packets according to available utilization capacity of the gateway for
converting additional audio packets into network packets.

- 2. A gateway according to claim 1 including a buffer having a free queue that receives the audio packets from the encoder, the available utilization capacity of the gateway varying according to space available in the free queue for receiving the audio packets.
- 3. A gateway according to claim 2 wherein the processor increases an amount of samples of the audio signal the encoder encodes into the audio packets when space available in the free queue falls below a first threshold and decreases the amount of samples of the audio signal the encoder encodes into the audio packets when space available in the free queue rises above a second threshold greater than the first threshold.

- 4. A gateway according to claim 3 wherein the space available in the free queue is inversely proportional with a number of network packets in the buffer waiting to be transmitted over an IP network.
- 5. A gateway according to claim 1 wherein the utilization capacity of the gateway varies according to a number of audio signals from incoming calls the gateway is currently converting into network packets.
- 6. A gateway according to claim 1 including multiple encoders each encoding audio signals into audio packets for a different incoming call, the processor varying a percentage of the encoders that increase the audio packet size according to the utilization capacity of the gateway.
- 7. A gateway according to claim 1 wherein the encoder encodes about 20 milliseconds of the audio signal into the audio packets when the available utilization capacity of the gateway is greater than a first threshold, encodes about 40 milliseconds of the audio signal into the audio packets when the available utilization capacity of the gateway falls below the first threshold, and encodes more than 60 milliseconds of the audio signal into the audio packets when the available utilization capacity of the gateway falls below a second threshold less than the first threshold.

- 8. A gateway according to claim 1 wherein the audio signal is received over an incoming PSTN call and the network packets are IP packets transferred out over an IP network.
- 9. A method for throttling network packets in a voice gateway, comprising:

encoding an audio signal;

formatting the encoded audio signal into VoIP packets using a central processing unit;

storing the VoIP packets in an interface buffer;

monitoring utilization of at least one of the interface buffer and the central processing unit; and

controlling size of the VoIP packets by varying a number of samples of the encoded audio signal in the VoIP packets according to the monitored utilization.

15

5

10

10. A method according to claim 9 including formatting the encoded audio signals using the central processing unit and varying the VoIP packet size according an amount of processing capacity of the central processing unit used for formatting the encoded audio signal into VoIP packets.

11. A method according to claim 10 including:
storing the VoIP packets in the interface buffer before transmitting the
VoIP packets over a VoIP network;

monitoring the interface buffer by determining an amount of free space in
the interface buffer currently not storing Vo P packets; and

controlling the VoIP packet size according to the amount of free space currently in the interface buffer.

- 12. A method according to claim 11 including periodically monitoring
 the amount of free space in the interface buffer and the available processing
 capacity of the central processing unit and controlling the VoIP packet size
 according to that periodic monitoring.
- signal processors to encode multiple audio signals at the same time and varying a percentage of the digital signal processors that increase the VoIP packet size according to the amount of free space in the interface buffer and an amount of processing capacity of the central processing unit used for switching the encoded audio signal to the IP network.

5

10

15

20

14. A method according to claim 9 wherein formatting the encoded audio signal into VoIP packets includes the following:

attaching an IP header to the encoded audio signal; attaching a UDP header to the encoded audio signal; and attaching an RTP header to the encoded audio signal.

- 15. A method according to claim 9 including increasing a number of samples of the audio signal in the VoIP packets when utilization in the interface buffer is above a first threshold and lowering the number of samples of the audio signal samples in the VoIP packets when utilization in the interface buffer drops below a second threshold lower than the first threshold.
- 16. A computer program for use with a network processing device, said computer program, comprising:

a processor load monitor that monitors utilization of a processor in the network processing device;

a buffer load monitor that monitors utilization of an interface buffer that buffers audio packets in the network processing device; and

a throttle indicator that generates a throttle value according to the monitored processor utilization and monitored interface buffer utilization, the throttle value used by the network processing device to vary an amount of an audio signal that is encoded into the audio packets.

- 17. A computer program according to claim 17 wherein size of the audio packets are throttled in a percentage of multiple digital signal processors wherein the percentage is proportional to the throttle value.
- 18. A computer program according to claim 16 wherein a number of samples of the audio signal encoded into the audio packets is increased when the monitored processor utilization reaches a first processor utilization threshold or the monitored interface buffer utilization reaches a first buffer threshold.
- 19. A computer program according to claim 18 wherein the number of samples of the audio signal encoded in the audio packets is decreased when the monitored processor utilization crops below a second processor utilization threshold lower than the first processor utilization threshold and the monitored interface buffer utilization drops below a second buffer threshold lower than the first buffer threshold.